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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/520,520
Filing Date	January 7, 2005
First Named Inventor	Hiroshisa TANAKA
Art Unit	1793
Examiner Name	Nicholas P. D'ANIELLO
Attorney Docket Number	71465.0011

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Akerman Senterfitt		
Signature			
Printed name	Jean C. Edwards		
Date	May 27, 2009	Reg. No.	41,728

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Attorney Docket No.: 71465.0011  
Customer No.: 57362

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Hirohisa TANAKA et al.

Group Art Unit: 1793

Application No.: 10/520,520

Examiner: Nicholas P. D'ANIELLO

Filed: January 7, 2005

Atty. Dkt No.: 71465.0011

Confirmation No.: 9264

Customer No.: 57362

For: METHOD FOR PRODUCING EXHAUST GAS PURIFYING CATALYST

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**INFORMATION DISCLOSURE STATEMENT**

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the U.S. Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08A Form. It is requested that the information on the PTO/SB/08A Form be considered during the prosecution of this application, and that the references be made of record and appear among the "References Cited" on any issued patent.

Enclosed herewith are references 1-3, which were cited in a Supplementary European Search Report, issued on April 1, 2009, in connection with European Patent Application No. 03762873.2, and references 4-5, which were cited in a Notice of Allowance, issued May 7, 2009, in connection with Japanese Patent Application No. 2002-200593. The European Patent

Application corresponds to the present U.S. Application and the Japanese Patent Application is relevant to the present U.S. Application.

The U.S. patent references are not included in this submission as it is assumed that the USPTO has these references readily available.

This Information Disclosure Statement is being submitted:

(1) within three months of the filing date of the application; or

(2) after the filing date of the application and before the mailing date of a first Office Action on the merits; or

(3) before the mailing of a first Office Action after the filing of a Request for Continued Examination; and thus, no Statement under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

X This Information Disclosure Statement is being submitted after the above periods (1)-(3), but before a Final Office Action or Notice of Allowance, a Statement under 37 CFR 1.97(e) is provided (see below), and no fee under 37 CFR 1.17(p) is due.

This Information Disclosure Statement is being submitted after the above periods (1)-(3), but before a Final Office Action or Notice of Allowance, and no Statement under 37 CFR 1.97(e) is provided, the fee under 37 CFR 1.17(p) is enclosed.

This Information Disclosure Statement is being submitted after the mailing date of a Final Office Action or Notice of Allowance, but before payment of the Issue Fee, and a Statement under 37 CFR 1.97(e) is provided (see below), and the fee under 37 CFR 1.17(p) is enclosed.

X Statement under 37 CFR 1.97(e)(1): Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

       Statement under 37 CFR 1.97(e)(2): No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to our knowledge, after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

       Fee under 37 CFR 1.17(p) is enclosed (see Fee Transmittal).

The submission of the listed document(s) is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant(s) do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

U.S. Application No.: 10/520,520  
Information Disclosure Statement

Atty Dkt No.: 71465.0011  
Customer Number 57362

Applicant(s) hereby petition for any extension of time that may be required to maintain the pendency of this case, and any required fee for such an extension is to be charged to Deposit Account No. 50-0951.

Respectfully submitted,

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